

[ORAL ARGUMENT SCHEDULED FOR NOVEMBER 8, 2018]

No. 18-3052

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

IN RE: GRAND JURY INVESTIGATION

ANDREW MILLER,

Appellant,

v.

UNITED STATES OF AMERICA,

Appellee.

On Appeal from the United States District Court for the
District of Columbia (No. 18-gj-34-BAH) (Hon. Beryl A. Howell)

BRIEF *AMICI CURIAE* OF CONSTITUTIONAL
AND ADMINISTRATIVE LAW SCHOLARS
IN SUPPORT OF APPELLEE UNITED STATES OF AMERICA

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CORPORATE DISCLOSURE STATEMENT

Pursuant to Rule 26.1 of the Federal Rules of Appellate Procedure, *amici curiae* state that no party to this brief is a publicly-held corporation, issues stock, or has a parent corporation.

**NOTICE OF INTENT AND REPRESENTATION OF CONSENT TO
FILE BRIEF OF *AMICI CURIAE***

Pursuant to D.C. Circuit Rule 29 and the guidance set forth in Section IX.A.4 of the Court's *Handbook of Practice and Internal Procedure*, constitutional and administrative law scholars hereby give notice that they intend to file a brief as *amici curiae* in support of Appellee United States of America in this matter. A full listing of *amici* are included in the appendix to this notice. All parties have consented to the filing of this brief.

Respectfully submitted,

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Dated: October 5, 2018

APPENDIX

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CERTIFICATE OF SERVICE

I hereby certify that I electronically filed the foregoing with the Clerk of the Court for the United States Court of Appeals for the D.C. Circuit by using the appellate CM/ECF system on October 5, 2018.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the appellate CM/ECF system.

Executed this 5th day of October, 2018.

/s/ Elizabeth B. Wydra
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